

State of New York
 Supreme Court, Appellate Division
 Third Judicial Department
 518-471-4777

SESSION CALENDAR FOR TUESDAY, MAY 02, 2023

1:00 P.M. SESSION

A P R E F M S

BENCH POSITION: FISHER, J., PRITZKER, J., AARONS, J.P., REYNOLDS FITZGERALD, J., MCSHAN, J.

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

Calendar No.	Case No.	Title	Time Allocated
(1)	533998 533999	MATTER OF HOLLY X. v CLINT Y. <i>Appellant</i> - Adam W. Toraya, Esq. [Assigned] <i>Respondent</i> - Dana L. Salazar, Esq. [Assigned] Rensselaer County Special Appellate Counsel (Holly X.) <i>Attorney for the Child</i> - Michelle I. Rosein, Esq. <i>Attorney for the Child</i> - Pamela J. Joern, Esq.	SUB 10 SUB SUB
➤ (2)	536178	MATTER OF A. COLARUSSO & SON, INC. v CITY OF HUDSON PLANNING BD. <i>Appellant</i> - David B. Morgen, Esq. Hinman Straub, P.C. (City of Hudson Planning Board) <i>Respondent</i> - John J. Henry, Esq. Whiteman Osterman & Hanna (A. Colarusso & Son, Inc., et al.)	10 10
(3)	112308	PEOPLE v JASON PERULLI <i>Appellant</i> - Mitchell S. Kessler, Esq. [Assigned] (Jason Perulli) <i>Respondent</i> - Danielle K. Blackaby, Esq.	10 SUB
(4)	534856	BARDAGLIO v BRYANT <i>Appellant</i> - Michael J. Roach, Esq. Connors LLP (Kirk Stephens Hinkley, et al.) <i>Appellant</i> - Carol E. Crummey, Esq. O'Connor, O'Connor, Bresee & First, P.C. (Edward G. Bryant, et al.) <i>Respondent</i> - Anna Badalian, Esq., Esq. Defrancisco & Falgiatano Law Firm (Peter Bardaglio, et al.)	10 10 10

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Calendar No.	Case No.	Title	Time Allocated
(5)	535761 535762	KELSEY v CATENA	SUB
(6)	535034	BENJAMIN v THE COURT JESTER ATHLETIC CLUB	SUB
(8)	534706	M.K. v THE STATE OF NEW YORK <i>Appellant - Sean P. Mix, Esq.</i> Office of the New York State Attorney General (State of New York_	10
		<i>Respondent - Clyde M. Rastetter, Esq.</i> Sivin, Miller & Roche, LLP (M.K.)	10
(9)	536149	HARTMAN v NEW YORK STATE DEPT. OF MOTOR VEHICLES	SUB
(7)	535115	MATTER OF THE ESTATE OF SALLY GROSSMAN <i>Appellant - Raymond J. Markovich, Esq.</i> Raymond J. Markovich, Esq. (Peter M. Hoffman)	<u>Remote</u> 10
		<i>Respondent Kate H. Nepveu, Esq.</i> Office of the New York State Attorney General (New York State Attorney General)	<u>In Person</u> 5
		<i>Respondent - Sean J. Denvir, Esq.</i> Ryan Roach & Ryan (American Institute of Indian Studies)	5
(10)	535235	MATTER OF ELENA O. IVANOVA	SUB
(11)	534226	MATTER OF DANIEL QQ. v TANYA RR.	SUB
(12)	111981	PEOPLE v NATHANIEL V. DUNGEY	SUB
(13)	535739	MATTER OF DIMEO v TRINITY HEALTH CORP.	SUB

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Calendar No.	Case No.	Title	Time Allocated
(14)	534672	MATTER OF NELSON v NEW YORK CITY HEALTH & HOSP. CORP.	SUB
(15)	535866	MATTER OF GALLARDO v HARLEYSVILLE INS. CO.	SUB

► 536178 - MATTER OF A. COLARUSSO & SON, INC. v CITY OF HUDSON PLANNING BD.
Panel: A PR RE MS